

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.18186 of 2007

Dated: 28-08-2007

Between:

B.V. Satyanarayana Raju & Others.

.... PETITIONERS

AND

The Joint Collector, Ranga Reddy District and others.

.... RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.18186 of 2007

ORDER:

The petitioners herein purchased the land admeasuring Acs.1.20guntas in Survey No. 14 situated at Girmapur Village of Medchal Mandal, Ranga Reddy District from the third respondent under a registered sale deed dated 22.5.2006. They also obtained necessary changes in the record of rights and pattadar passbooks from the Office of the second respondent. Nonetheless, they filed an application on 12.3.2007 purportedly under Section 9 of the Andhra Pradesh Record of Rights in Land and Pattadar Passbooks Act, 1971(hereinafter referred to as 'the Act') before the 1st respondent. In the said application, they prayed the first respondent to correct the entries in the revenue records for the year 1998-99. By the impugned memo dated 29.5.2007, the first respondent refused to exercise the revisional jurisdiction under Section 9 of the Act and informed the petitioners that if any person is denied their title, their remedy is to file a suit for declaration of title.

Learned counsel for the petitioners submits that the petitioners purchased the property in the year 2006 and therefore, they could not have filed an application earlier for correction of the entries. Even if some importance is given to this statement, but still, this Court does not find any infirmity in the impugned order. Be it noted that as per Rule 3 of the Andhra Pradesh Record of Rights in Land and Pattadar Passbooks Rules, 1989 the entries or pahanies do not form part of the records and therefore, the first respondent rightly refused to exercise the power under Section 9 of the Act. If anybody denies the title to the petitioners, it is open for the petitioners to approach the Civil Court.

The writ petition is accordingly dismissed. No costs.

(V.V.S. RAO,J)

28th August, 2007

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